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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Berger et al. CONFIRMATION NO: 5641
SERIAL NO.: 09/915,216 GROUP NO.: 3728
FILING DATE: July 25, 2001 EXAMINER: A. D. Stashick
TITLE: Climate Configurable Sole and Shoe

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE

This paper is submitted in response to a pending Office action, Paper No. 19, mailed from the U.S. Patent and Trademark Office on January 29, 2004.

Applicants respectfully request entry of the following amendments, reconsideration and withdrawal of all grounds of rejection, and passage of the claims to allowance.

Please amend the above-identified application, without prejudice, as follows:

Amendments to the Claims are reflected in the Listing of Claims that begins on page 2 of this Amendment and Response.

Remarks begin on page 6 of this Amendment and Response.